



## PETITION TO WITHDRAW HOLDING OF ABANDONMENT

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I hereby certify that the below-listed correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to:

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Date: July 28, 2006

Appl. No.: 09/600,130

Docket No.: 10758.105003 REV1001

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Enclosures: Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181(A); Postcard; Copy of Postcard Receipt; Copy of Response and Amendment to Office Action (9 pp.); Copy of Request for Extension of Time (1pp.); Copy of Check No. 484685 for \$225 (1 pp.); Copy of Postcard; Copy of Article entitled "Evidence of a Pluripotent Human Embryonic Stem Cell Line Derived from a Cloned Blastocyst" by Hwang et al. (6 pp.); Copy of Article entitled "Comment on Molecular Correlates of Primate Nuclear Transfer Failures" by Lanza et al. (1 pp.); Copy of Article entitled "Somatic Cell Nuclear Transfer (Cloning) Efficiency" by Paterson (5 pp.); Copy of Article entitled "Dogs Cloned from Adult Somatic Cells" by Lee et al. (1 pp.); Copy of Article entitled "Potential for Cloning Dogs" by Westhusin et al. (7 pp.); and Copy of Certificate of Mailing (1 pp.).

Name: \_\_\_\_\_

07-31-06

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## PATENTS

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/600,130 Confirmation No.. 8898  
Applicant : Keith Campbell  
Filed : May 14, 2001  
TC/A.U. : 1600/1632  
Examiner : Joseph T. Woitach  
Title : Double Nuclear Transfer Method and Results Thereof

Docket No. : 10758.105003 REV1001  
Customer No. : 20786

Mail Stop PETITION  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

### PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(A)

Sir:

The Applicant named in the above-identified patent application hereby petitions under 37 CFR § 1.181(a) to withdraw the holding of abandonment made by the Examiner in the instant application. Specifically, the Applicant requests withdrawal of the holding of abandonment made in the Notice of Abandonment ("Notice") mailed on March 23, 2006.

In the Notice, the Examiner states that this application is abandoned in view of the "Applicant's failure to timely file a proper reply to the Office Letter mailed April 13, 2005." Further, the Examiner states that "no reply has been received." However, the Applicant disagrees with this holding on the basis that there is no abandonment in fact.

There is no abandonment in fact because a response to the April 13, 2005 Office Letter was mailed to the Patent Office on September 13, 2005, with a certificate of mailing declaration as part thereof in accordance with MPEP § 512.

The Applicant attaches hereto a postcard receipt stamped by the Office of Initial Patent Examination ("OIPE") evidencing that the response mailed on September 13, 2005 was in fact received by the Patent Office on September 15, 2005, as indicated by the OIPE date stamp on the lower right-hand corner of the postcard receipt.

In addition to the postcard receipt, the Applicant is also furnishing an entire courtesy copy of the contents of the response that was filed and that is detailed on the aforementioned

tioned postcard receipt. Specifically, the Applicant is attaching to this Petition one copy of each of the following documents:

- (1) Response and Amendment to Office Action (9 pp.);
  - (2) Request for Extension of Time (1pp.);
  - (3) Check No. 484685 for \$225 (1 pp.);
  - (4) Postcard;
  - (5) Article entitled "Evidence of a Pluripotent Human Embryonic Stem Cell Line Derived from a Cloned Blastocyst" by Hwang et al. (6 pp.);
  - (6) Article entitled "Comment on Molecular Correlates of Primate Nuclear Transfer Failures" by Lanza et al. (1 pp.);
  - (7) Article entitled "Somatic Cell Nuclear Transfer (Cloning) Efficiency" by Paterson (5 pp.);
  - (8) Article entitled "Dogs Cloned from Adult Somatic Cells" by Lee et al. (1 pp.);
  - (9) Article entitled "Potential for Cloning Dogs" by Westhusin et al. (7 pp.);
- and
- (10) Certificate of Mailing (1 pp.) evidencing that the contents described therein were timely submitted on September 13, 2005.

In view of the above, the Applicant requests reconsideration and withdrawal of the holding of abandonment. Further, the Applicant requests consideration and entry of the attached timely filed Office Action response.

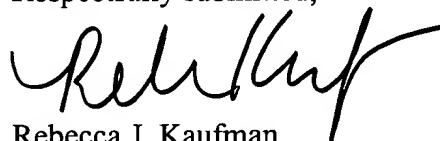
No fees are believed to be due in connection with this Petition to Withdraw Holding of Abandonment. However, should the Commissioner determine otherwise, he is authorized to charge any underpayment of fees to Deposit Account No. 11-0980.

If the Examiner believes that there are any issues that can be resolved by a telephone conference, or that there are any formalities that can be corrected by an Examiner's amendment, please contact the undersigned at (404) 572-4600.

Date: July 28, 2006

KING & SPALDING LLP  
1180 Peachtree Street, NE  
34<sup>th</sup> Floor  
Atlanta, GA 30309-3521

Respectfully submitted,



Rebecca J. Kaufman  
Reg. No. 44,819

The U.S. Patent and Trademark Office official mailroom stamp affixed hereto acknowledges receipt of the items listed below.

Date Mailed September 13, 2005

Applicant : Keith Campbell

Appl. No. : 09/600,130

Filed : May 14, 2001

Title: Double Nuclear Transfer Method and Results Thereof

Papers Submitted: Response and Amendment to Non-Final Office Action, (9pp.)  
Request for Extension of Time, Fee Transmittal, Check  
for \$225.00, Certificate of Mailing, and Postcard

Attorney/Agent:  
Stephanie D. Adams

Docket No.:  
10758.105003 REV1001



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